Previous references.

1907

(Misc. ai)

File No. 85 - 08

Serial Nos. 1 and 2

Later references.

2799 19 1st

124-39-(1-2)

LR 92-41 (1-4, 7-4)

GENERAL AND REVENUE SECRETARIAT.

Serial Nos., 1 and 2

Part B. for December 1907

SUBJECT.

Deposit of Rs 5000/- at 4% interest for the benefit of the Sri Parasu Kaleshwara Swami temple in Polavi Totum Bangalore City.

Petition No 80 of 27th September 1907 from Messrs Lyall & Co. Agents & Pharmakers of the Parasuma Kaleshwara Swami temple, Polavi Totum, Bangalore stating that he intends to deposit Rs 20,000/- in the Imperial Bank at 4% deposit under rule 1908 for meeting expenses in the temple, that a sum of Rs 6000/- available present is provided, and praying for permission to deposit the extent of Rs 14000/-

Refer in

G. R. S. 58

G.R.S.11] 1908.

GENERAL AND REVENUE SECRETARIAT

(Inwards)

NOTES.

File No. 85-08

FILE HEADING.

Deposit of Rs 6000 at 4 % interest for the benefit of the Sri Prasanna Krishnaswami temple in Mulasthotam, Bangalore city

From

B. S. Kesava Iyengar - Dharmakarta.

No.	Dated	Received

Diary No. 80	Enclos.	Spare Copies	Serial No. 1

BRIEF ABSTRACT OF LETTER.

Prays for the ~~receipt~~ acceptance as deposit under Notn. No. Fl. 4007 dy. 12 th Feby 1908, of a sum of Rs 6000 for the present.

NOTES AND ORDERS.

The Sri Prasanna Krishnaswami temple in Mulasthotam, Bangalore city, is not a Muzrai institution under Govt. management.

B. S. Kesava Iyengar, manager of the temple ~~declares~~ states that at present [illegible]

NOTES—First sheet

GPB—30,000—3 1 07

Revenue riat.

Nazir File No. 85 of 1908

2

Serial No.

Sum of Rs 6000 belonging to the institution and prays that it may be received by Govt at the favourable rate of 4% interest for certain Charitable purposes in the Temple. It appears to be the wish of the Manager to deposit a further sum of Rs 4000 hereafter.

A Draft order accepting the deposit is subtd for approval.

Ag
- 3/11/08

After approval the Draft will be sent to the Fl Bs for a Fl no being given Secy.

I am not sure that the Rules apply to such cases. Let me have the file about Mr. Markandeya's Charities. Of a financial member to the point to the reason why Govt should be desirous of the institution.

Ag
3.11.1908

Flag O

subtd with the Fl Bs reply to our requisition.

Ag
4/5/09

Under Secretary

This is practically an application for the investment of the Surplus Funds of this Temple (which is not a Mangrai Institution) at the favourable rate of interest. The Govt order of 1908 does not seem to be applicable to such cases. Submitted to Board for opinion

Ag
5-5-1909

Fl Bs No 985

Govt Dir
14/5

NOTE—Contn. sheet.

GPB—50.000—13-5-08

rint. mmg File No. 88 of 190 5

985

Serial No.

It is apparent from Mr Ide Rama Ayengar's application that the it is the existing endowment that is sought to be converted into another form of investment. The Financial Secretary has already given it as his opinion that existing donations cannot be allowed to be so converted. (Please see Cam Thodikella Ramanna and Raja Subbia setty of Tyamagondlu.)

mk 17/5. mmll 18-5-9

To Proc

Subd by W/5208

8-7-0.

GPB—50 000—13-5-08

Revenue Secretariat. | File No. 85 of 1908.

Serial No.

Note contd :-

It is respectfully brought to notice that the amount now offered by Mr. Kesava Iyengar is not the surplus funds of the temple, nor is it the existing endowment that is sought to be converted into 4% deposit. The whole amount of Rs 20,000/- sought to be invested is the contribution to the temple made by the family of the late Sowcar B. Gurudasappa out of which Rs 6000/- is now ready for investment in the 4% charitable deposit.

Submitted for orders

Ut 20/5/09

Draft in amendment with the financial Secretary's remarks & with the papers returned herewith

37 U.S. Copy

Submitted with the F.S. Dep's views dt 18/5/09 on the file noted below together with the 2 cases called for above.

Ut 21/5/09

Draft of endorsement submitted. Financial Committee with the papers for purposes of reference.

Note—Contin sheet

GPL—50 000—1B-5-08

Revenue
riat.

File No. 85 of 1908

98

Serial
No.

I am not sure that you have interpreted the Hon. Secretary's (or Comptr's) opinion correctly. In the note of 18.5.09, he seems to favour cases of conversion also. The object of the form 2 order is clearly stated therein to be "securing a permanent income for the charities which they have already established or contemplate establishing within the province (State)", thus showing that ~~the object of~~ they wished not only to stimulate charity in new directions, but also to afford help to existing charities by placing them on a ½ per basis.

Please send the file to the H. Secy. for kindly stating whether there is any objection to receive this deposit.

19/6/09

Forwarded again to Branch II for Hon'ble Secretary's opinion

24/6/09

NOTE—Contn. sheet.

GPB—50,000—18-5-08

ral and Revenue Secretariat.

Mucy. File No. 85 of 1908-9.

(6

785

Serial No.

Submitted.

The question raised is, whether temples or other charitable institutions not under the control of the Muzrai department may be given the benefit of the Charitable Endowment rules of 12.2.07-08

Flag A. C

K.S.
22.6.09.

Asst Secy)

Mucl 23.6.9

If the institution is made subject to the control of the Muzrai Deptt of Govt there is no section to receive the deposit - A favourable rate of interest is an aid and Govt can reasonably claim a certain amount of control over aided institutions. (Compare e.g. the policy re: aided schools in the Edn Deptt). I believe it is possible to devise a system of control which will strike the mean between excessive and vexatious interference and total indifference and inaction; and such a system of control properly worked is capable of doing much good. The nature & extent of control should be settled by the Administrative Deptt in consultation with the managers - Maintenance of registers

NOTE—Contn. sheet.

GPB—50 000—15-5-08

985

Serial No.

accounts which should be available for inspection by Govt officers should be one of the conditions and Govt should have a right to reduce the rate of interest to the rate on Govt promotes if in their opinion the institution is not being properly managed at any time.

22/6/09

Subd
26/6/09

Manager
Ch Engr dept in Cuddapah
in his inspection correspondence

27/6/09

Sr
Offg Subd
Dft

Draft Endorsement to the manager of the temple Subd
26/6/09

Chief Engr under secretary
Local Engrs care

Applicants statement recorded. Put up order sanctioning Govt's share and higher Govt sanction necessary

29/6/09

29/6/09

Offg Subd
Dft

The financial Secretary proposes that Govt should have some control over such institutions. Provision has been made in the draft for keeping accounts, for making them available for inspection and for submission of annual accounts. This, in other cases, appears to be enough. In case of mismanagement the right to withdraw the sanction has been reserved. The draft may be approved.

It is submitted to Dewan through Secretary Commissioner Accountant Engineer

6.7.09

GPB—50.000—13-5-08

Serial No.

The rate of interest has to be modified as per the to an order lately sanctioned. Please amend the draft.

7/7/09

Asst. Statistician for Br X II absent on leave 7/7/09

Br. II. Please put up the papers about the rate of interest.

9/7/09

The order is being typed & it will issue soon. The file will be sent tomorrow.

K.S. 9/7/09

Submitted to the Diwan

This is a case that has been pending for a long time. The old conditions can only be applied in the case of new proposals. That this is the view of the Financial Branch is clear from their notes in this case, viz. M S Narayanaswami case (submitted separately today) and the case of Pothapathi Narasimha Shetty. In the first two the Financial Branch have used non-specific in their letter which is a new case they say that the old conditions may be imposed.

As representations have been made to the Land

Linked for reference.

GPB—50,000—13-5-08

neral & Revenue
Sec riat

File No. 85 of 1908

9

Serial No,

Commissioner I am directed to submit to the Dewan

& Administrator

16/7/1909

This is a religious endowment, and not one for the benefit of a Benevolent or Charitable Institution of the kind contemplated in the Govt order of 12th Feb 1908. The application has, I think, to be rejected. Attd 21 July 09

I would respectfully invite a reference to Rule III of the Rules issued with the above Govt order, & point out that a deposit may be received not only on behalf of benevolent, charitable & educational institutions, but also on behalf of "objects of a kind which may be considered legitimate objects of public expenditure." The very fact that the Govt is expending large sums annually through the Mizrahi Dept for the maintenance of religious institutions shows that endowments having the object in view fall within the description quoted Of course if the Govt decides to

Note—Contn. sheet.

GPB—50,000—15-5 08

Serial No.

any particular case that the charity concerned did not deserve encouragement, there would be nothing more to be said

As the view above suggested may possibly not have been taken into consideration, I submit the file for orders.

22.7.09

Dewan

P.S. Since writing the above note I find there is precedent for the acceptance a deposit in favour of a religious institution. Vide Mug. File 397-08. 22-7-09

1729
23.7.09

Please circulate to Council with the discussions which led up to the issue of the order of 12th Feb. 1908. I am decidedly of opinion that religious endowments do not fall, and should not be accepted, under the present system.

24/July/09

Complete refer & circulate 26.7.09

Put up file from Br II.

To Council Section
26/7/09

NOTE—Contn. sheet.

GPB—50,000—13-5-08

Serial No.

Please let me see the D O Corres pondence referred to on page 32 of file no 184 of 1906. I remember there was some Correspondence with the Resi -dency 1911

H this bo 109

30/7/09

B/VII Put up 4/8/09

The D O Correspondence is apparently not traceable.

Submitted to Regd Secretary

Ambedkar 5/8 -

7/8/09

Submitted with the D.O. correspondence received today (vide Routine Note)

Ambedkar

4/8/09

I felt a similar doubt in the case of the endowment in file no 397 - 08 Muzrai. The question was then discussed & the opinion of the Financial Secretary that the favorable rate of interest would apply to Temples under Muzrai management was adopted

NOTE—Contn. sheet.

GPB—50 000—18-5-08

and Revenue Secretariat. | Mmz File No. 85 of 1908

Serial No.

by the Lake Dewan and the endowment accepted. It is nowhere laid down that religious endowments are excluded from the benefits of the rule. Each case may be decided on its merits.

In the present case, the Institution to be benefitted is a private one over which Govt or the Muzrai Dept has no control. The proposed endowment maybe refused

KBH
7/9/08

Whatever may be in European Countries, where Spiritual & State jurisdictions were long growing side by side and were vigorously exerting their power, I do not think that it can be held that worship in temples & the disposal of money in religious services, are not included in charitable or benevolent objects. Building of temples & Chatras &c is Con-

NOTE—Contn. sheet.

GPB—50 000—13-5 08

Serial No.

of the said rules.

I would receive both these deposits. Mr. M.S. Narayana Rau's application is in respect of a temple which has been taken under Mwz. Dept. II; and in its case there is ~~no~~ less doubt ~~whatsoever~~ as to the applicability of the rules. In the case of the Tulasi-tota Temple also, I think the deposit may be accepted if they agree to the terms proposed to be imposed.

14/9/09

2538 16/9/09

To be kept up at Council

Note—Contn. sheet.

GPB—50 000—13-5 08

C. 49.
29.7.09

GENERAL AND REVENUE SECRETARIAT.

Council Matter.

SUBJECT.

The question whether temples or other charitable institutions not under the control of the Muzrai Department may be given the benefit of the Charitable Endowment rules of 12th February 1908.

CIRCULATED TO COUNCILLORS.

By Order,

29th July 1909

Secretary to Government.

30/7/09 K. P. Puttanna Chetty, Esq., *First Councillor.* Seen by the 1st Councillor

C. 26
30.9.09 H. V. Nanjundayya, Esq., M.A., M.L., *Second Councillor.* Seen by Second Councillor.

G.R.S. 15]

Facing sheet for Cases included in the schedule appended to Notification No. 36 of the 8th. Aug. 1902.

GENERAL AND REVENUE SECRETARIAT.

Subject— The question whether temples or other charitable institutions not under the control of the Muzrai Department may be given the benefit of the Charitable Endowment rules of 12th February 1908.

	Date	Initial of Officer himself or responsible Deputy.
Received in the Secretariat		
Submitted to Secretary		
Submitted by Secretary to Dewan or Councillor in charge		
Returned to Secretary		
Circulated by Secretary for Council ...	29 7 09	
Forwarded by Councillor		
Forwarded by Councillor		
Received in Secretariat		
Considered in Council		
Submitted to the Dewan	20.10.09.	
Submitted to His Highness	21.10.09.	
Orders passed by His Highness		
Final Orders issued		
Circulated to Councillors		
Passed on by the Councillor		
Returned to Secretary by Councillor...		

GPB—1,000—26-2-07.

17

xtract from the Proceedings of the 240th Meeting of the Council of His Highness the Maharaja, held at Mysore on the 16th October 1909.

II. Subject. -

Flag C

Applicability of the rules of 12th February 1908 regarding acceptance of charitable deposits to the case of religious endowments.

O P I N I O N.

Pa

The Council is of opinion that the deposit of Rs. 6,000 offered by Mr. B.T.Kesaviengar in connection with the Sri Prasanna Krishnaswami temple in ~~KHNEH~~ Tulasithota, Bangalore City, may be accepted, subject to the conditions specified in the form of agreement prescribed in Government Order No. Fl.439-72/C.A.15-09-1 dated the

D

15th July 1909.

The additional endowment offered by Mr. M.S.Narayana Rao in favour of the Sri Arkeswaraswami temple, Shimoga may also be accepted, as the temple has already been placed under the charge of Government.

Sd. T.Ananda Row,
Dewan of Mysore.

"Extract"

M Chandrasekhara
Secretary to Government.

GPB—300—29-4-09

Submitted to His Highness.

These papers relate to two applications made for the acceptance by Government of deposits on account of religious endowments at favourable rates of interest

Paper — ① disposal (1) From Mr. B.S. Kesaviengar in respect of a deposit of Rs.6,000 in connection with the Sri Prasanna Krishnaswami temple in Thulasi Thotum, Bangalore City

– do — ② (limit Rs) (2) From Mr. M.S. Narayana Rao, retired Deputy Commissioner, in respect of an endowment of Rs. 2,380 now offered by him in addition to the amount of Rs.2,000 already given by him in Government of India Promissory Notes, in connection with the Sri Arkeshwaraswami temple, near the Railway Station, Shimoga, which is a Muzrai institution under Government management.

2. I have felt some doubt as to whether endowments in favour of religious institutions like these can be held to be entitled to the benefit of the rule C of 12th February 1908 (revised in Government Order D dated 15th July 1909) which apply to deposits "on behalf of Benevolent, Chraitable or Educational Institutions or objects of a kind which may be considered legitimate objects of public expenditure". The question

question was therefore considered in Council, and the Council is of opinion that both the deposits offered may be accepted at the favourable rates of interest under the rules of 15th July 1909. This may be approved.

D

ks.

Record of Cases submitted for the Orders of His Highness the Maharaja.

Subject.

22.10.09
579

Application of Messrs.B.S.Kesaviengar and M.S.Narain Rao, for the acceptance by Government, of deposits on account of religious endowments, at favorable rates of interest.

303
5-11
2-11-09

Order.

Approved
~~KRW~~
1/11/09

4/11/09

B.V.VII 4/11/09

4/11/09

venue t.

Mmz File No. 85 of 1908

Serial No.

File as Draft submitted to 2nd Councillor for approval Dewan Trust Jdn 209

Abdurrahman

15th Nov. 1909.

Draft Submitted by Dewan. The application was made in October 1908 before the Notification of the rules of Feb. 1908 (as brought up. Application endowments pertain) Made since then a certificate case In this case also the same rule may be sanctioned

As regards the case of Mr M.S. Narayan Rao (file also submitted today) the financial Branch made no objection. They did have not said that the endowment should be accepted as the rules were about to be modified. When I had written back objecting they made this objection to the financial Branch can't have any objection to the sanctioned in this case also. Mr Narayan Rao's applications also pending before the modified rules were notified

Abdurrahman

3290 18/11/09

17/11/[illegible]

Dewan

Submitted to Second Councillor for issue

Issue 17/11/[illegible] 14/11/1909

I do not see the meaning of the

Issue 15/11/09

NOTE—Contn. sheet.

BPG—55,000—27-4-09

File No. 85 of 1908

Serial No. 2

To.

The Comptroller
& Dy Coms Bangalore Dist
Mr. B. G. Kesava Iyengar.

No 1530-2 dt 18-12-09.

Sanctions the deposit of Rs 6000/= offered by Mr. Kesava Iyengar, with a permission to deposit similar sums not exceeding Rs 25000/= in all in instalments of even thousands of rupees the rate of interest on the deposit being 1/2% in excess of the rate allowed by the Govt of India on their securities, that the rate allowed for the present will be Rs 4/%, and that the interest on the deposit will be paid to Mr. Kesava Iyengar who should maintain regular accounts and make them available for inspection by Govt Officers.

* No 1533 dt 18-12-09.

Copy to the Trial Branch for information.

NOTE—Contn. sheet.

BPG—55,000—27-4-09

From,

B.G. Kesavaayengar, Manager and Dharmakarta
of Sri Prasanna Krishna Swami Temple of
Tholasithottam, in Bangalore City.

To

The Secretary to the Government of His Highness the
Maharaja of Mysore, General and Revenue Dept.

Sir,

I beg to state that certain sums of money are set apart to meet the expenses of the above temple establishment, the daily Paditara Diparadhanam, certain periodical Utsavams, feeding the pilgrims and such other charitable purposes. The amount may come up to about Rs.20,000/-, which it is decided to deposit in the Mysore Government 4 per cent deposits ---- under Notification No. Fl.4007/ Genl. Fin. 184-06- dated 12th February 1908. There is a sum of ~~Rs.~~about Rs.6000/- which is ready to be deposited. The rest of the total amount is under investment in other ways. It is proposed to collect the whole amount and as they are collected to invest them in Government Deposits on behalf of the said Religious and Charitable Institution. As its manager and ~~Dharmakarta~~ Dharmakarta I respectfully pray that the Government may be pleased to pass necessary orders to receive as deposit under the above Notification the sum of about Rs. 6000/- which is in hand and further sums to the extent of about Rs. 14000/- which will be deposited as they are collected.

I beg to remain,

Sir,

Your most obedient servant,

B.G. Kesava Ayengar

Dated Bangalore,
27th October 1908.

శ్రీ సుందరనందసభ్యులకు
లు సుందరయించేందుకుంటరవర
రవాసి రంగా
30 వ ఆగస్టు 1909

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తులుగళవరంగేతులుంల ద్రవ్రీంశాల
మీ

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ತೆರೆಯಲು ಸಂಸ್ಥೆಯ ಆಡಳಿತ ಮಂಡಳಿಯವರು
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ಹೆಲವನಿಡ್ಡ ನೆಕ್ಕಿ ಶಂದಲ ಲೆಸ ಅಬ
ಸ್ಥಳಂತ ಚಿಕ್ಕೆಲಲಂಶನಿವಹುದ್ದಿದ
ಅರಕ್ಕು ಅಡ್ಡಿಲಲ ತಲವಿಲಂ. ಇ
ಹೆಲವ ವಿಶ್ವಪ್ರಭಾಂರವಿಲಲ್ಲಿ ನಿಂಲಲಂತೆ
ಲಲಲ್ಲಿ ಕೆಳ್ಳ ಡಿಲಲ ತಲವಿಶ್ವಕ್ಕೆ ರಲ್ಲಿನ
ರದವರಲಲ್ಲಡ್ಡಿ ಅವರಕ್ಕೆ ಸ್ಥಳಂತ ತಲ
ದಲ.

M.G. Keshava Nijagunna
Bafna
Advocate
Gubbi

5

G.R.S. 28]

File No. 85-08
Serial No. 2

Confirmed: Ms 7C 3120 / GA Dr 265-09-1

Diary No. of letter replied to

Proceedings of the Government of His Highness the Maharaja of Mysore.

GENERAL AND REVENUE SECRETARIAT.
(.)

, the 190

Date of issue 18th Dec: 1909

Signed by M. A. S. Ayen

READ—

Application dated 27th October 1908, from Mr. B. G. Kesava Iyengar, manager of the Sri Prasanna Krishnaswami temple in Tholasi thotam, Bangalore City, offering to deposit with Govt the money endowments of the institution at the favourable rate of 4% interest sanctioned in Govt order No. H 4007, dated 12th February 1908.

No. 15-30-2

ORDER THEREON.—No.

order

over

SUBJECT

GPB—6,000 13-09-

The temple of Sri Prasanna Krishnaswami in the Cantonment, Bangalore City, is a non Brahmin institution founded by the late Mr. Pay Master Venkatachar and endowed by himself and his descendants. The present manager of the institution Mr. B. S. Kesava Iyengar begs to deposit with Govt the cash and ornaments of the institution amounting now to Rs 20,000/- with a view to the interest accruing thereon being utilised for meeting the expenses of the Establishment, Paduvara Deeparadhane, periodical Utsavams &c in the temple and requests that the favourable rate of 4% interest sanctioned in the Govt order of the 12th February 1908 may be allowed thereon.

G.R.S. 271

GENERAL AND REVENUE SECRETARIAT.

(Continuation Sheet draft form.)

Mr. Kesava Degurger says that he has Rupees 6000/- to deposit at once, that he will recover the balance from debtors and then pay the same into the Treasury; and also asks for permission to deposit more money if it should be available. He consents to keep regular accounts and make them available for inspection by Govt Officers and to submit ~~an annual~~ every year a report on the affairs of the Institution with an abstract of the accounts.

2. The object of the deposit being of a religious and charitable nature deserving of encouragement as contemplated in Rule III of the Notification of the 12th July 1908, the Govt are pleased to sanction the request made by the manager of the temple and to permit him to deposit a sum not exceeding Rs 25,000/- in instalments of even thousands of Rupees ~~and to direct that~~ ~~the rate of~~ interest ~~will be allowed~~ on the deposit being ½ % in excess of the rate allowed by the Govt for time deposits. The present rate allowed for the present work is 4%

3. The Comptroller to Govt

I agree subject to revised G.O. no. 473-503 -G.T. 15-09-2 dt 15-7-09

(CCPB—50,000—3-1-09)

is requested to issue needful instructions to the Deputy Comr Treasury Department, Bangalore Dt. to receive the present deposit of Rs 6000/- and future deposits under the foregoing para and to get a document executed by the depositor ~~as required by Rule IV of the Rules published under the said Notification.~~ with Form prescribed in G.O. No. 432-72/S.2.15-03-1 dt 15.7.03

One Single agreement Covering all payments would be sufficient.

4 The interest on the deposit money will be paid to Mr. B. G. Kesava Iyer, Manager of the Institution who should maintain regular accounts and make them available for inspection by Govt Officers and also submit to Govt an annual report on the affairs of the Institution with an abstract of accounts.

Put up.

for Secretary.

To,

The Comptroller, Mysore Govt.

" Dy Comr, Bangalore Dt.

Mr. B. G. Kesava Iyengar, manager of the Sri Prasannakeshavaswamy Temple, Kolarthotam, No. 1533 Bangalore City.

Copy to the Financial Branch for information.

Government Order No.6156-66 dated 2nd November 1881.

In reply the Inam Superintendent was informed that for reasons stated the registry of the kayamgutta village of Taralu in the Kankanahalli Taluk had been properly made in the name of Gopalakrishnaswami temple at Bangalore, that the present manager or trustee Garudachar could not be permitted to interfere with village byond carrying out the objects of the donor unless he could satisfactorily show that the arrangements made by him are conducive to the interests of the trust and that these should show that funds equal to the present and prospective value of the village are permanently set apart in a secure form for the purposes of the charity exclusively.

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No.2801-2/150 dated 15th July 1882.

In reply to the Deputy Commissioner, Bangalore District was informed that in permitting the alienation of the village of Taralu registered in the name of the temple of Gopala Krishnaswami at Bangalore it was necessary that the assessment of its equivalent value in money for the benefit of the temple should be provided for in a formal trust deed.

No.4035/200 dated 1st September 1882.

In reply to the Deputy Commissioner of the Bangalore District was informed that the village of Taralu having been registered in the name of the temple of Gopalakrishnaswamy at Bangalore as Devadaya, its alienation as a personal grant could not be allowed without a formal registered document of agreement executed by the parties concerned indicating the manner in which the trust is otherwise provided for and the parties responsible for it.